



2182

10191/1546

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Peter HAULER et al.

Serial No. : 09/647,043

Filing Date : November 22, 2000

For : VEHICLE STARTUP/DEPARTING AUTHORIZATION  
SYSTEM

Examiner : Greg Toatley

Group Art Unit : 2836

**RECEIVED**

AUG 04 2003

Technology Center 2100

**RECEIVED**  
NOV 07 2003  
OFFICE OF THE SPECIAL  
PROGRAMS EXAMINERCommissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450I hereby certify that this correspondence is being deposited with the  
United States Postal Service with sufficient postage as first class  
mail in an envelope addressed to: Commissioner for Patents, P. O.  
Box 1450, Alexandria, VA 22313-1450 on

Date: July 22, 2003

Reg. No. 36,197

Signature: 

Jong H. Lee

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON  
FAILURE TO RECEIVE OFFICE ACTION (MPEP 711.03(c)II)**

SIR:

Applicants hereby petition the Patent Office to withdraw the holding of abandonment of the above-identified application on the grounds that the original Office Action mailed on January 22, 2003 was never received from the Patent Office. In a telephone conference held on July 23, 2003 with Examiner Greg Toatley of the Patent Office, the undersigned attorney was advised that the above-identified application would go abandoned because no reply to the Office Action dated January 22, 2003 was submitted. The undersigned attorney was requested by Examiner Greg Toatley to submit a "Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action."

The undersigned attorney hereby states that the Office Action mailed on January 22, 2003 was not received by Kenyon & Kenyon, and that a search of the file jacket and docket records indicates that the Office Action mailed on January 22, 20003 was not

received by Kenyon & Kenyon. Attached to this Petition is a copy of the file-jacket data sheet on which the non-received Office Action mailed on January 22, 2003 would have been entered had it been received and docketed. Also attached to this Petition is a copy of a log showing all incoming mails received from the Patent Office for the relevant period (1/23/03 - 2/7/03) following the mailing of the Office Action on 1/22/03 according to Examiner Greg Toatley who is in charge of examining the above-identified application. In addition, docket sheets showing all docketed due-date entries for April 22, 2003 (the three-month due date for responding to the Office Action mailed on January 22, 2003) are also attached. The attached file-jacket data sheet, the incoming mail log and the docketed due-date entries for April 22, 2003 all indicate that the Office Action mailed on January 22, 2003 was not received. Accordingly, a favorable decision on this Petition is respectfully requested.

No fee is believed to be due, but the Commissioner is hereby authorized to charge any necessary fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600.

The Office is invited to contact the undersigned to discuss any matter regarding this petition.

Respectfully submitted,

Date: July 30, 2003

By: 

Jong H. Lee, Reg. No. 36,197

KENYON & KENYON  
One Broadway  
New York, New York 10004  
212 908-6479 (Direct)  
212 425-5288 (Fax)

**CUSTOMER NO. 26646**